IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.M.JOSEPH

WEDNESDAY, THE 7TH FEBRUARY 2007 / 18TH MAGHA 1928

WP(C).No. 4231 of 2007(D)

PETITIONERS:

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1. K.BAIJU, S/O.BALAKRISHNAN NAIR P.P.,
   AGED 32 YEARS, KALIYATH HOUSE, (PO) KARAYAD,
   MEPPAYOOR, KOZHIKODE.

2. K.BUSHRA D/O.KUNHALI, AGED 33 YEARS,
   KUNDUMADAYIL HOUSE, NORTH MUTHOOR,
   (PO) TIRUR, MALAPPURAM.

3. N.JYOTHI D/O.NARAYANAN,
   AGED 31 YEARS, NALLATTE HOUSE, (PO) KOTTAKKAL,
   MALAPPURAM.

4. C.SHEEBA D/O.GOPALAN NAMBIAR,
   AGED 35 YEARS, CHALAYIL HOUSE, (PO)MODAKKALLUR,
   ATHOLI, KOZHIKODE.

BY ADV. SMT.K.V.RESHMI

RESPONDENTS:

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1. THE STATE OF KERALA REP.BY THE
   PRINCIPAL SECRETARY GENERAL EDUCATION DEPARTMENT,
   SECRETARIAT, THIRUVANANTHAPURAM.

2. THE DIRECTOR OF PUBLIC INSTRUCTION,
   THIRUVANANTHAPURAM.

3. THE DISTRICT EDUCATION OFFICER,
   TIRUR, MALAPPURAM.

4. THE ASSISTANT EDUCTION OFFICER,
PARAPPANANGADY, MALAPPURAM.

5. THE MANAGER, DEVIVILASAM A.U.P.SCHOOL,
ARIYALLUR, MALAPPURAM.

6. THE HEAD MASTER,
DEVIVILASAM A.U.P.SCHOOL, ARIYALLUR,
MALAPPURAM.

BY GOVT. PLEADER SRI. A.J. VARGHESE.

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 07/02/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

K.M.JOSEPH, J.

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WP.(C) No.4231 OF 2007

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Dated this the 7th day of February, 2007

JUDGMENT

Petitioner is aggrieved by the Staff Fixation Order Ext.P4 issued by the second respondent. According to the petitioner, the fifth respondent has already preferred Ext.P5 before the Government under Rule 12F of Chapter XXIII of KER.

2. Heard Government Pleader also.

The writ petition is disposed of with a direction to the first respondent to consider and take a decision on Ext.P5 in accordance with law after hearing the petitioner and all affected parties within a period of two months from the date of receipt of a copy of this judgment. If the Manager seeks any interim relief in the petition before the Government, appropriate orders in accordance with law will be passed thereon within a period of one week from the date of filing of the application for interim relief. I leave open the contentions of the petitioner.

(K.M. JOSEPH, JUDGE)

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K.M.JOSEPH, JJ.

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W.A. No. OF

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JUDGMENT

Dated this the day of February, 2006.